

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

**UNITED STATES OF AMERICA,**

**Plaintiff,**

**Case No. 99-80504**

**v.**

**HONORABLE DENISE PAGE HOOD**

**LARRIE HOGAN,**

**Defendant.**

**ORDER DENYING DEFENDANT'S MOTION TO FILE DELAY [SIC] 2255 ON  
NEW [SIC] DISCOVERED EVIDENCE**

This matter is before the Court on Defendant's Motion to File Delay [sic] 2255 on New [sic] Discovered Evidence, filed June 18, 2004. On March 26, 2002, this Court denied a similar Motion filed by Defendant. In his most-recent Motion, Defendant asserts he has newly discovered evidence that would support his Section 2255 application. As noted in the March 26, 2002 Order, federal courts lack jurisdiction to consider a request for an extension of time to file a Section 2255 motion. *In re Application of Wattanasiri*, 982 F. Supp. 955, 957-58 (S.D.N.Y. 1997). Defendant's Motion is therefore denied.

Accordingly,

IT IS ORDERED that Defendant's Motion to File Delay [sic] 2255 on New [sic] Discovered Evidence [**Docket No. 66, filed June 18, 2004**] is DENIED.

/s/ Denise Page Hood  
DENISE PAGE HOOD  
UNITED STATES DISTRICT JUDGE

DATED: July 25, 2005